THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

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WRIT PETITION No.25181 OF 2005

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Dt: 25.11. 2005

Between:

K.Vasudevudu

.. Petitioner

AND

The Commissioner & Director of School Education

Government of A.P., Hyderabad

and another

.. Respondents

ORDER:

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The petitioner is employed as Head Master in the school established by Zilla Parishad, Warangal, 2nd respondent. On certain allegations as to misconduct, the 2nd respondent passed an order, dated 01.01.1996, imposing penalty of withholding one annual increment with cumulative effect and directing that the period of suspension be treated as on leave without pay. Aggrieved thereby, petitioner filed O.A.No.1675 of 1996. The O.A. was disposed of on 23.08.1999, leaving it open to the petitioner to avail the remedy of appeal before the 1st respondent. Petitioner states that the appeal has since been presented and the necessary information has been placed before the 1st respondent, but still it has not been disposed of as yet.

Heard the learned counsel for the petitioner and the learned Government Pleader for School Education.

Learned counsel for the petitioner submits that the petitioner has since retired from service, and on account of the pendency of the appeal, his retirement benefits are not being settled as yet, and that the petitioner is put to hardship.

Learned Government Pleader for School Education raises an objection as to the maintainability of the writ petition.

The limited relief, the petitioner seeks, is about the disposal of the appeal preferred by him before the 1st respondent. He has approached the Tribunal, aggrieved by an order of punishment. There appears to be some delay in preferring the appeal. However, after the appeal has been preferred, the necessary report and other material is said to have already been forwarded to the 1st respondent. In view of the fact that the petitioner retired from service and his retirement benefits are withheld, the matter needs to be disposed of at the earliest.

Hence, the writ petition is disposed of directing the 1st respondent to pass orders in the appeal preferred by the petitioner, within a period of two months from the date of receipt of a copy of this order. There shall be no order as to costs.

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L.NARASIMHA REDDY,J

Date:25.11.2005

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